

AMENDED IN SENATE AUGUST 20, 2010

Senate Constitutional Amendment

No. 30

Introduced by Senator Huff

(Coauthors: Senators Cox, Denham, Runner, and Wyland)

(Coauthors: Assembly Members *DeVore*, Gilmore, Hagman, Jeffries,
and Nestande)

March 3, 2010

Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 8 of Article IV thereof, relating to the Legislature.

LEGISLATIVE COUNSEL'S DIGEST

SCA 30, as amended, Huff. Legislature: bill notice requirements.

The California Constitution prohibits a bill from being passed by the Legislature until the bill with amendments has been printed and distributed to the Members.

~~This measure would prohibit a hearing or vote on a bill by a committee of a house of the Legislature unless, at least 72 hours in advance, it has been printed and distributed to the members of that committee and made available to the public on the Internet. The measure would also define "printed and distributed" to include electronic publication and distribution.~~

This measure would likewise prohibit passage of a bill by a house of the Legislature unless, at least ~~72~~ 48 hours in advance, the bill is made available to the public on the Internet, *except that the house may dispense with this requirement by rollcall vote, ³/4 of the membership concurring.*

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

1 *Resolved by the Senate, the Assembly concurring,* That the
2 Legislature of the State of California at its 2009–10 Regular
3 Session commencing on the first day of December 2008, two-thirds
4 of the membership of each house concurring, hereby proposes to
5 the people of the State of California that the Constitution of the
6 State be amended as follows:

7 That Section 8 of Article IV thereof is amended to read:

8 SEC. 8. (a) ~~(1)~~—At regular sessions no bill other than the budget
9 bill may be heard or acted on by committee or either house until
10 the 31st day after the bill is introduced unless the house dispenses
11 with this requirement by rollcall vote entered in the journal,
12 three-fourths of the membership concurring.

13 ~~(2) No bill shall be heard or voted on by a committee unless, at~~
14 ~~least 72 hours in advance, the bill has been printed and distributed~~
15 ~~to the members and made available to the public on the Internet.~~
16 ~~For purposes of this section, “printed and distributed” includes~~
17 ~~electronic publication and distribution.~~

18 (b) The Legislature may make no law except by statute and may
19 enact no statute except by bill. No bill may be passed unless it is
20 read by title on three days in each house, except that the house
21 may dispense with this requirement by rollcall vote entered in the
22 journal, two-thirds of the membership concurring. No bill may be
23 passed by a house until, at least ~~72~~ 48 hours in advance, the bill
24 with amendments has been printed and distributed to the members
25 of that house and made available to the public on the Internet,
26 *unless the house dispenses with this requirement by rollcall vote*
27 *entered in the journal, three-fourths of the membership concurring.*
28 No bill may be passed unless, by rollcall vote entered in the journal,
29 a majority of the membership of each house concurs.

30 (c) (1) Except as provided in paragraphs (2) and (3), a statute
31 enacted at a regular session shall go into effect on January 1 next
32 following a 90-day period from the date of enactment of the statute
33 and a statute enacted at a special session shall go into effect on the
34 91st day after adjournment of the special session at which the bill
35 was passed.

36 (2) A statute, other than a statute establishing or changing
37 boundaries of any legislative, congressional, or other election

1 district, enacted by a bill passed by the Legislature on or before
2 the date the Legislature adjourns for a joint recess to reconvene in
3 the second calendar year of the biennium of the legislative session,
4 and in the possession of the Governor after that date, shall go into
5 effect on January 1 next following the enactment date of the statute
6 unless, before January 1, a copy of a referendum petition affecting
7 the statute is submitted to the Attorney General pursuant to
8 subdivision (d) of Section 10 of Article II, in which event the
9 statute shall go into effect on the 91st day after the enactment date
10 unless the petition has been presented to the Secretary of State
11 pursuant to subdivision (b) of Section 9 of Article II.

12 (3) Statutes calling elections, statutes providing for tax levies
13 or appropriations for the usual current expenses of the State, and
14 urgency statutes shall go into effect immediately upon their
15 enactment.

16 (d) Urgency statutes are those necessary for immediate
17 preservation of the public peace, health, or safety. A statement of
18 facts constituting the necessity shall be set forth in one section of
19 the bill. In each house the section and the bill shall be passed
20 separately, each by rollcall vote entered in the journal, two-thirds
21 of the membership concurring. An urgency statute may not create
22 or abolish any office or change the salary, term, or duties of any
23 office, or grant any franchise or special privilege, or create any
24 vested right or interest.